

Pruaska, Y.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NEW YORK CITY DISTRICT COUNCIL OF
CARPENTERS PENSION FUND, NEW YORK CITY
DISTRICT COUNCIL OF CARPENTERS WELFARE
FUND, NEW YORK CITY DISTRICT COUNCIL OF
CARPENTERS ANNUITY FUND AND NEW YORK
CITY DISTRICT COUNCIL OF CARPENTERS
APPRENTICESHIP, JOURNEYMAN RETRAINING,
EDUCATIONAL AND INDUSTRY FUND, BY THEIR
TRUSTEES, FRANK SPENCER, DOUGLAS J.
MCCARRON, JOHN BALLANTYNE, PAUL TYZNAR,
PAUL O'BRIEN, KEVIN M. O'CALLIGHAN,
CATHERINE CONDON, DAVID MEBERG, BRYAN
WINTER, AND JOHN DELOLLIS,

Plaintiffs,

-against-

MICHAEL FORDE, JOHN GREANEY, JOSEPH
OLIVIERI, BRIAN HAYES, MICHAEL MITCHELL,
FINBAR O'NEILL, K.A.F.C.I., MICHAEL BRENNAN,
TURBO ENTERPRISES, INC., TERENCE BUCKLEY,
PITCOHN CONSTRUCTION ENTERPRISES, INC.
GERARD MCENTEE, PYRAMID ASSOCIATES
CONSTRUCTION CORP., JAMES DUFFY, EMB
CONTRACTING CORP., MICHAEL BATALIAS,
ELISAVET BATALIAS, MATTHEW KELLEHER,
BRIAN CARSON, JOSEPH RUOCO, JOHN
STAMBERGER, AND MICHAEL VIVENZIO,

Defendants.

11 Civ. 5474 (LAP)(GWG)

STIPULATION OF
DISMISSAL OF CLAIMS
AGAINST DEFENDANT
BRIAN HAYES

RECEIVED
CLERK'S OFFICE
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
FEB 29 2016
DISMISSED: 2-29-16

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, it is hereby
stipulated that the above-captioned case is dismissed, only in regards to Defendant Brian Hayes,
with each party to bear its own attorneys' fees, costs, and expenses.

This stipulation has no effect on Plaintiffs' claims against any party other than Brian Hayes.

Dated: New York, New York
February 23, 2016

VIRGINIA & AMBINDER, LLP

By:

Marc Tenenbaum

Marc A. Tenenbaum
40 Broad Street, 7th Floor
New York, New York 10004
(212) 943-9080

Attorneys for Plaintiffs



James R. Procearo, Jr.
7 Old Shore Rd.
Port Washington, New York 11050
(516) 944-5062
Attorney for Defendant Brian Hayes

SO ORDERED:

Loretta A. Preska

U.S.D.J.

2/25/16